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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/427,509	10/26/1999	GEORGE A TE	F19-99-130	3297
30743	7590	03/03/2005	EXAMINER	
WHITHAM, CURTIS & CHRISTOFFERSON, P.C. 11491 SUNSET HILLS ROAD SUITE 340 RESTON, VA 20190				ZAND, KAMBIZ
ART UNIT		PAPER NUMBER		
		2132		

DATE MAILED: 03/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>
	09/427,509	TE ET AL.
Examiner	Art Unit	
Kambiz Zand	2132	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

## Status

1)  Responsive to communication(s) filed on 17 February 2005.

2a)  This action is **FINAL**.                            2b)  This action is non-final.

3)  Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

## Disposition of Claims

4)  Claim(s) 1-37 is/are pending in the application.  
4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5)  Claim(s) \_\_\_\_\_ is/are allowed.

6)  Claim(s) 1-12, 15-20, 22-33, 36 and 37 is/are rejected.

7)  Claim(s) 13, 14, 21, 34 and 35 is/are objected to.

8)  Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

## Application Papers

9)  The specification is objected to by the Examiner.

10)  The drawing(s) filed on \_\_\_\_\_ is/are: a)  accepted or b)  objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)  The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

12)  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All    b)  Some \* c)  None of:  
1.  Certified copies of the priority documents have been received.  
2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
3.  Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1)  Notice of References Cited (PTO-892)
- 2)  Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3)  Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date \_\_\_\_\_

4)  Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_ .

5)  Notice of Informal Patent Application (PTO-152)

6)  Other: \_\_\_\_\_

## DETAILED ACTION

1. The text of those sections of Title 35, U.S. Code not included in this section can be found in the prior office action.
2. The prior office actions are incorporated herein by reference. In particular, the observations with respect to claim language, and response to previously presented arguments.
3. Claims 1, 17 and 28 have been amended.
4. Claims 1-37 are pending.

### *Response to Arguments*

5. Applicant's arguments filed on 02/17/2005 have been considered but they not persuasive.
  - In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., "the hierarchy of lists and their respective contents" page 11, last paragraph of the response; "a list of access profiles logically interposed between the list of users and the list of resources available through the system" page 12, first paragraph; emphasized added), are not recited in the rejected claim(s). Although the claims are interpreted in light of the specification,

limitations from the specification are not read into the claims. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

- Examiner suggests the incorporation of the above phrases into independent claim language in order to expedite the process of the prosecution.

### **Claim Rejections - 35 USC § 102**

6. **Claims 1-12, 15-20, 22-33 and 36-37** are rejected under 35 U.S.C. 102(e) as being anticipated by Ahlberg et al (6,587,836 B1).

**As per claims 1, 17-18 and 28** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method of operating a data processing system to control user access to a plurality of resources (see fig.7 and 11; col.12, lines 46-63), said method including the steps of editing a list of resources (see col.4, lines 14-23), editing a list of profiles, each said profile containing a designation of at least one of said resources (see col.4, lines 14-23), and editing a list of users to add or delete a profile containing said designation of said at least one said resources for a user (where resources are listed in the list of resources), said list of users including, for each listed user (see fig.20; col.16, lines 21-65), a userID by which the user can be authenticated for one or more profiles (see col.13, lines 1-11 and 67; col.14, lines 1-2). Also see entire Ahlberg et al's patent 6,587,836.

**As per claims 2 and 29** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 1 and 28, wherein all of said editing steps are performed under supervision of an administrator to the exclusion of users (see col.16, lines 21-32).

**As per claims 3, 20 and 30** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 1, 17 and 28, including the further step of authorizing access of each user to selected resources included in said resource list in accordance with contents of profiles in said list of profiles which are associated with each user in said list of users (see col.13, lines 53-67 and col.14, lines 1-20).

**As per claims 4, 10, 19 and 31** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 3, 9, 18 and 30, wherein said authorizing step is performed upon detection of a said editing step (see col.15, lines 18-24).

**As per claims 5, 11 and 32** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 4, 10 and 31, wherein said detection is performed by comparison of said lists of users, profiles and resources with prior lists of users, profiles and resources (see col.15, lines 18-32 by refreshing the new information is listed in comparison with the previous list).

**As per claims 6-8, 12, 22-23 and 33** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 1, 9-11, 17 and 28 including the further steps of authenticating a user in accordance with said userID, and providing access to a resource, authorized by said authorizing step, which is selected by said user authenticated in said authenticating step (see col.13, line 67 and col.14, lines 1-21).

**As per claim 9** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claim 2, including the further step of authorizing access of each user to selected resources included in said resource list in accordance with contents of profiles in said list of profiles which are associated with each user in said list of users (see col.13, lines 53-67 and col.14, lines 1-20).

**As per claims 15, 26 and 36** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 1, 17 and 28, including the further step of deleting a resource from all profiles specifying a resource to be deleted from said resource list during said step of editing said list of resources (see col.16, lines 4-6).

**As per claims 16, 27 and 37** Ahlberg et al (6,587,836 B1) teach a computer readable medium, a system and a method as recited in claims 1, 17 and 28,

including the further step of deleting a profile from all users in said list of users for which a profile to be deleted from said profile list is specified during said step of editing said list of profiles (see col.16, lines 4-6).

**As per claim 24** Ahlberg et al (6,587,836 B1) teach a system as recited in claim 23, wherein said means for directing is responsive to location or path data contained in said list of resources (see fig.7).

**As per claim 25** Ahlberg et al (6,587,836 B1) teach a system as recited in claim 24, wherein said path or address data is a URL (see fig.4).

#### **Allowable Subject Matter**

7. **Claims 13, 14, 21, 34 and 35** are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.
  - The reasons for allowable subject matter of the above claims are set forth in the advisory action mailed on 01/25/2005.

#### **Conclusion**

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kambiz Zand whose telephone number is (571)

272-3811. The examiner can normally reached on Monday-Thursday (8:00-5:00). If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on (571) 272-3799. The fax phone numbers for the organization where this application or proceeding is assigned as (703) 872-9306. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Kambiz Zand

03/02/2005